

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

UNION PACIFIC RAILROAD COMPANY, a
Delaware corporation,

Case No. 3:22-cv-00117-LRH-CSD

Plaintiff,

**ORDER GRANTING
STIPULATION FOR DISMISSAL
WITH PREJUDICE**

PILOT THOMAS LOGISTICS, THOMAS
WEST FUELS LUBRICANTS AND
CHEMICALS, LLC, SIMON PETROLEUM,
INC., and DANIEL S. MCCANN,

Defendants.

Plaintiff UNION PACIFIC RAILROAD COMPANY (hereinafter “Plaintiff”) and Defendants PILOT THOMAS LOGISTICS, THOMAS WEST FUELS LUBRICANTS AND CHEMICALS, LLC, SIMON PETROLEUM, INC., and DANIEL S. MCCANN (hereinafter “Defendants,” together with Plaintiff “Parties”), by and through their respective counsel of record, do hereby stipulate that the above-captioned matter be dismissed with prejudice with each

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1 party to bear its/his own costs of suit and attorneys' fees incurred herein.

2 DATED this 21st day of November, 2023.

DATED this 21st day of November, 2023.

3 PARSONS BEHLE & LATIMER

GRANT & ASSOCIATES

4 /s/ Sarah Ferguson

5 Ashley C. Nikkel (NSBN 12838)
Sarah Ferguson (NSBN 14515)
6 *Attorneys for Plaintiff*
7 *Union Pacific Railroad Company*

/s/ Damian C. Noody

Annalisa N. Grant, Nevada Bar No. 11807
Damian C. Noody, Nevada Bar No. 14409
Attorneys for Defendants

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9 **ORDER**

10 Pursuant to the stipulation of the parties and good cause appearing,

11 IT IS ORDERED that this action is dismissed with prejudice with each party to bear their
12 own attorneys' fees.

13 IT IS FURTHER ORDERED that the Clerk of the Court shall enter final judgment
14 accordingly, dismiss this action, and close the case.

15 IT IS SO ORDERED.

16 DATED this 27th day of November, 2023.

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PARSONS
BEHLE &
LATIMER
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